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7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 *E-FILED - 5/18/06*

11 JAMEEL DOUGLAS, a minor, by and
12 through his Guardian Ad Litem,
DONETTE DOUGLAS,

13 Plaintiffs,

14 vs.

15 CITY OF PALO ALTO, a government
16 entity, BRAD KILPATRICK, an
individual, and DOES 1-10, inclusive,

17 Defendants.
18

NO. C05-01230 RMW HRL

**STIPULATION &
ORDER OF
DISMISSAL WITH
PREJUDICE [FED. R. CIV. P.
41(A)]**

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STIPULATION

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2 1. Plaintiff Jameel Douglas, through his guardian ad litem, Donette
3 Douglas and all Defendants (The City of Palo Alto and Brad Kilpatrick)
4 hereby jointly request and stipulate under Fed. R. Civ. P. 41(a) that this case
5 be dismissed with prejudice.

6 2. Each side is to bear its own costs and attorneys' fees. All parties
7 waive any and all claims for costs and/or fees that they might possess against
8 any other party.

9 IT IS SO STIPULATED:

10
11 DATED: April 18, 2006

FERGUSON, PRAET & SHERMAN
A Professional Corporation

12
13 /s/ErikL. Lund
14 Erik L. Lund,
Attorneys for Defendants

15 DATED: April 18, 2006

LAW OFFICES OF ANTHONY
BOSKOVICH

16
17 /s/Anthony M. Boskovich
18 Anthony M. Boskovich, Esq.
Attorney for Plaintiff

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21 **ORDER**

22 This case, No. C05-01230 RMW HRL, is dismissed with prejudice.
23 Each side is to bear its own costs and attorneys' fees.

24 **IT SO ORDERED,**

25 DATED: 5/18/06

26 /s/ Ronald M. Whyte
27 Hon. Ronald M. Whyte
28 United States District Judge

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ORANGE

I, Cathy Sherman, am employed in the aforesaid County, State of California; I am over the age of 18 years and not a party to the within action. My business address is 1631 East 18th Street, Santa Ana, California 92705-7101.

On April 18, 2006, I served the foregoing **STIPULATION & [PROPOSED] ORDER OF DISMISSAL WITH PREJUDICE [FED. R. CIV. P. 41(A)]** on the interested parties in this action by placing a true copy thereof, enclosed in a sealed envelope, addressed as follows:

Tony Boskvick, Esq.
28 N. 1st Street
San Jose, CA 95113

XXX (By e-filing) The above noted individuals are registered with the Court to receive notice of electronically filed documents. Per ECF rules, hard copies must be served only on parties who are not set up for electronic notification.

XXX (Federal) I declare under penalty of perjury that the foregoing is true and correct, and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on April 18, 2006, at Santa Ana, California.

/s/Cathy Sherman
Cathy Sherman